

1614  
Shw  
CASE LD0262NPCERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Debra A. Wojcik  
Type or print name

*Debra A. Wojcik*  
Signature

May 20, 2004  
Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1614

AJANI ET AL.

Examiner: Frederick F. Krass

APPLICATION NO: 10/090,354

FILED: MARCH 4, 2002

FOR: METHOD AND DOSAGE FORM FOR TREATING TUMORS BY THE  
ADMINISTRATION OF TEGAFUR, URACIL, FOLINIC ACID,  
PACLITAXEL AND CARBOPLATIN

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO OFFICE COMMUNICATION

Sir:

In response to the Communication mailed to us on May 10, 2004 stating that the signature of the third inventor is missing from the Declaration, attached please find a copy of the Declaration, which was mailed to the PTO July 2, 2002, which does contain the signatures of all three inventors. The Declaration was stamped received by the PTO on July 8, 2002.

Respectfully submitted,

Bristol-Myers Squibb Company  
Patent Department  
P.O. Box 4000  
Princeton, NJ 08543-4000  
(609) 252-3453

Date: 5/19/04

*Maureen S. Gibbons*  
Maureen S. Gibbons  
Attorney for Applicants  
Reg. No. 44,121

L00242-US-NP  
GIBSONS



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/090,354	03/04/2002	Jafferhusen Abdulhusen Ajani	LD0262NP	3877

23914 7590 05/10/2004

STEPHEN B. DAVIS  
BRISTOL-MYERS SQUIBB COMPANY  
PATENT DEPARTMENT  
P O BOX 4000  
PRINCETON, NJ 08543-4000

EXAMINER

KRASS, FREDERICK F

ART UNIT PAPER NUMBER

1614

DATE MAILED: 05/10/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED  
BMS PATENT LAW

MAY 12 2004

Docketed Item MIS - Submit new  
Due Date 6/10/04 declaration  
Attorney MG



UNITED STATES DEPARTMENT OF COMMERCE

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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20040503

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

A substitute oath or declaration must be submitted. The oath or declaration is defective because Applicant number 3 of 3, T.S. Dugan, has not signed either the 07-08-02 declaration or the original declaration.

FREDERICK KRASS  
PRIMARY EXAMINER  
GROUP 1600  
*[Signature]*

**CERTIFICATE OF MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Maureen S. Gibbons  
Type or print name

Signature

July 2, 2002  
Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****IN RE APPLICATION OF****Art Unit: 1614****AJANI ET AL.****APPLICATION NO: 10/090,354****FILED: MARCH 4, 2002****FOR: METHOD AND DOSAGE FORM FOR TREATING TUMORS BY THE  
ADMINISTRATION OF TEGAFUR, URACIL, FOLINIC ACID, PACLITAXEL  
AND CARBOPLATIN**

**Attention: Box Missing Parts**  
Assistant Commissioner for Patents  
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

The Notice to File Missing Parts of Application - Filing Date Granted dated April 5, 2002 (a copy of which is enclosed) has a shortened statutory time set to expire on June 5, 2002.

A one-month extension is hereby requested pursuant to 37 CFR §1.136(a). Please charge Deposit Account No. 19-3880 in the name of Bristol-Myers Squibb Company in the amount of \$110 for payment of the extension fee.

In response, applicants now submit an original or copy of a fully executed Declaration and Power of Attorney. Please charge the \$130 surcharge fee under 37 CFR §1.16(e) to Deposit Account No. 19-3880 in the name of Bristol-Myers Squibb Company.

The Commissioner is hereby authorized to charge any additional fees under 37 CFR §1.17 which may be required, or credit any overpayment, to Account No. 19-3880 in the name of Bristol-Myers Squibb Company. A duplicate copy of this letter is provided for charging purposes.

Respectfully submitted,

Bristol-Myers Squibb Company  
Patent Department  
P.O. Box 4000  
Princeton, NJ 08543-4000  
(609) 252-3453  
Date: July 2, 2002

Maureen S. Gibbons  
Attorney for Applicants  
Reg. No. 44,121

Case No. LD 0262 NP Marling No.

Application No. 10/090,354

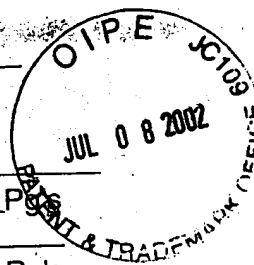
Mailing Date: July 2, 2002

Due Date: July 5, 2002

Express Mail No. \_\_\_\_\_

The Patent & Trademark Office acknowledges, and has stamped hereon the date of receipt of the items checked below:

- ☐ Amendment/Response/Letter - Fee \$ \_\_\_\_\_
- ☐ Appln. Filing Papers - Fee \$ \_\_\_\_\_
- ☐ Non-provisional
- ☐ Provisional Application
- ☐ CPA ☐ DIV ☐ CONT ☐ CIP
- ☐ Specification \_\_\_\_\_ Pg's \_\_\_\_\_
- ☒ Executed/Unexecuted Decl. - Fee \$ 130
- ☒ Missing Parts/Missing Req.
- ☐ Preliminary Amendment \_\_\_\_\_ Pg's \_\_\_\_\_
- ☐ Claim of Priority ☐ Certified Copy(s)
- ☐ Amendment After Final
- ☐ Notice of Appeal - Fee \$ \_\_\_\_\_
- ☐ Appeal Brief - Fee \$ \_\_\_\_\_
- ☐ Issue Fee Payment - \$ \_\_\_\_\_
- ☐ Assignment Rec. Req. - Fee \$ \_\_\_\_\_
- ☐ Formal Drawings \_\_\_\_\_ Pg's \_\_\_\_\_
- ☐ IDS \_\_\_\_\_ Pg's - Fee \$ \_\_\_\_\_
- ☐ PTO-1499 Form \_\_\_\_\_ Pg's \_\_\_\_\_
- ☐ Pet. for Ext. of Time - Fee \$ \_\_\_\_\_
- ☐ Seq. Listings \_\_\_\_\_ Pg's/Seq. Disk



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\* \* \* COMMUNICATION RESULT REPORT ( MAY.27.2004 12:02PM ) \* \* \*

FILE MODE

OPTION

ADDRESS (GROUP)

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TTH 609 252 4526

PAGE

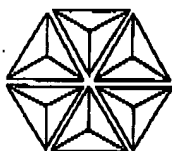
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P. 15/15

REASON FOR ERROR

E-1) HANG UP OR LINE FAIL  
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E-4) NO FACSIMILE CONNECTION

Bristol-Myers Squibb Company  
Patent Department

**FACSIMILE TRANSMISSION SHEET**

**DATE:** May 27, 2004

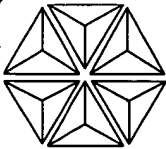
**TO:** Examiner Frederick F. Krass  
Art Unit 1614  
USPTO

**RE:** Serial No. 10/090,354  
(BMS Docket No. LD0262NP)

**FACSMILE NO:** 571-273-0580  
**TELEPHONE NO:** 571-272-0580

**NUMBER OF PAGES:** 15 (including cover sheet)

**FROM:** Maureen S. Gibbons



Bristol-Myers Squibb Company  
Patent Department

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**FACSIMILE NO.:** (609) 252-4526 **PHONE NO.:** 609-252-3453

If you do not receive all pages please contact Debbie Wojcik @ (609) 252-5520.

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Dear Examiner Krass,

As you requested, attached here is a copy of the Declaration from this case, in response to the "Office Communication" from the PTO dated 5/10/04, showing the signatures of all three inventors.

Thanks very much,  
Debbie Wojcik  
BMS Patent Department

\* \* \* COMMUNICATION RESULT REPORT ( MAY.27.2004 12:13PM ) \* \* \*

TTI 609 252 4526

FILE MODE

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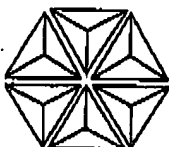
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P. 15/15

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Patent Department**FACSIMILE TRANSMISSION SHEET**

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